



PTO/SB/08B (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

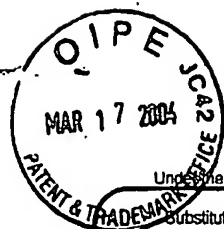
Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known	
		Application Number	10/659,408
		Filing Date	9/10/03
		First Named Inventor	Rajiv Parikh
		Art Unit	1616
		Examiner Name	
Sheet 1	of 1	Attorney Docket Number	125.06

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<i>QIPM</i>		INTERNATIONAL SEARCHING AUTHORITY Opinion (for corresponding PCT opinion); 22 Dec. 2004.	

Examiner Signature <i>James H. [Signature]</i>	Date Considered <i>10/17/05</i>
--	---------------------------------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.
This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/659,408
Filing Date	9/10/2003
First Named Inventor	Rajiv Parkh
Art Unit	1616
Examiner Name	
Attorney Docket Number	125.06

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
2/1/04	A	US- 5,795,787	08/18/1998	Silkoff et al.	
2/1/04	B	US- 5,922,610	07/13/1999	Alving et. al.	
2/1/04	C	US- 6,010,459	01/04/2000	Silkoff et al.	
2/1/04	D	US- 6,067,983	05/30/2000	Stenzler	
2/1/04	E	US- 6,053,874	04/25/2000	Kharitonov et al.	
2/1/04	F	US- 6,033,368	03/07/2000	Gaston IV et al.	
2/1/04	G	US- 6,038,913	03/21/2000	Gustafsson et al.	
2/1/04	H	US- 2002/0026937 A1	03/07/2002	Mault	
2/1/04	I	US- 6,419,634 B1	07/16/2002	Gaston IV et al.	
2/1/04	J	US- 2002/0193698 A1	12/19/2002	Moiilanen et al.	
2/1/04	K	US- 2003/0106555 A1	06/12/2003	Tovey	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁴
		Country Code ³ *Number *Kind Code ² (if known)				

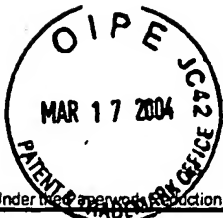
Examiner
SignatureDate
Considered

10/18/05

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PTO/SB/088 (08-03)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)		Complete if Known	
		Application Number	10/659,408
		Filing Date	9/10/2003
		First Named Inventor	Rajiv Parkh
		Art Unit	1616
Examiner Name			
Attorney Docket Number	125.06		
Sheet	2	of	2

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
<i>JP</i>	L	SA KHARITONOV et al., "Dose Dependent Onset and Cessation of Action in Inhaled Budesonide on Exhaled Nitric Oxide and Symptoms in Mild Asthma", Thorax, 2002, 889-896, 57.	
<i>JP</i>	M	GREEN et al., "Asthma Exacerbations and Sputum Eosinophil Counts: A Randomised Control Trial," Lancet, 2002, 1715- 21, 360.	

Examiner Signature	<i>James H. [Signature]</i>	Date Considered	10/18/05
--------------------	-----------------------------	-----------------	----------

*EXAMINER: Initials If reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PTO/SB/08A&B (08-03)

Substitute for form 1449 SB/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/659,408
				Filing Date	September 10, 2003
				First Named Inventor	Parikh, Rajiv
				Art Unit	
				Examiner Name	
Sheet	1	of	1	Attorney Docket Number	021956-000500US

U.S. PATENT DOCUMENTS+					
Examiner Initials*	Cite No. ¹	Document Number Number Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			T ²
SHAG	AA	Letter from Douglas SWARTZ of Sheridan Ross to Daniel P Maguire of Maguire Law Office forwarding references and discussing each reference			
SHAG	AB	KHARITONOV, S.A. and P.J. Barnes; "Nitric oxide in exhaled air is a new marker of airway inflammation"; <u>Monaldi Arch Chest Dis.</u> ; December 1996; pp. 533-537; Vol. 51, No. 6. [Exhibit B]			
SHAG	AC	KHARITONOV, S.A. et al.; "Increased nitric oxide in exhaled air of asthmatic patients"; <u>The Lancet</u> ; January 15, 1994; pp. 133-135; Vol. 343. [Exhibit C]			
SHAG	AD	COVAR, Ronina A. et al.; "Relations between exhaled nitric oxide and measure of disease activity among children with mild-to-moderate asthma"; <u>J. Pediatr.</u> ; 2003; pp. 469-475; Vol. 142. [Exhibit D]			
SHAG	AE	JONES, S.L. et al.; "Exhaled NO and assessment of anti-inflammatory effects of inhaled steroid: dose-response relationship"; <u>Eur. Respir. J.</u> ; 2002; 601-608; Vol. 20. [Exhibit E]			
SHAG	AF	SIPPEL, Jeffrey M. et al.; "Exhaled nitric oxide levels correlate with measures of disease control in asthma"; <u>J. Allergy Clin. Immunol.</u> ; 2000; 645-650; Vol. 106. [Exhibit F]			
SHAG	AG	BECK-RIPP, J. et al.; "Changes of exhaled nitric oxide during steroid treatment of childhood asthma"; <u>Eur. Respir. J.</u> ; 2002; 1015-1019; Vol. 19. [Exhibit G]			

Examiner Signature		Date Considered	10/18/05
--------------------	--	-----------------	----------

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.